## STATE OF NEW YORK

3929

2021-2022 Regular Sessions

## IN SENATE

February 1, 2021

Introduced by Sens. KENNEDY, KAPLAN -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT amending the public service law, in relation to establishing a commercial tariff on certain electric vehicles

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1	Section 1. The public service law is amended by adding a new section
2	66-q to read as follows:
3	<u>§ 66-q. Electric vehicle charging; commercial tariff. 1. Definitions.</u>
4	For purposes of this section, the term "electric vehicles" shall mean
5	and include a motor vehicle that:
6	(a) was manufactured for use primarily on public streets, roads and
7	highways;
8	(b) the powertrain of which has not been modified from the original
9	<u>manufacturer's specifications;</u>
10	<u>(c) has a maximum speed capability of at least fifty-five miles per</u>
11	hour; and
12	(d) is propelled at least in part by an electric motor and associated
13	power electronics which provide acceleration torque to the drive wheels
14	sometime during normal vehicle operations, and that draws electricity
15	from a hydrogen fuel cell or from a battery that:
16	(i) has a capacity of not less than four kilowatt hours; and
17	(ii) is capable of being recharged from an external source of elec-
18	tricity.
19	2. Each combination gas and electric corporation shall file an appli-
20	cation with the commission to establish a commercial tariff utilizing
21	alternatives to traditional demand-based rate structures to facilitate
22	faster charging for eligible light duty, heavy duty, and fleet electric
23	vehicles. Each tariff shall evaluate the relative costs, benefits, and
24	ancillary related costs and benefits associated with various faster

EXPLANATION--Matter in **italics** (underscored) is new; matter in brackets [-] is old law to be omitted.

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1	charging rate designs and do so for multiple scenarios where each
2	predicts a different rate of electric vehicle adoption.
3	3. The commission shall, after notice and opportunity for public
4	comment, approve, modify, or reject the tariff.
5	4. Within sixty days of commission approval of a combination gas and
б	electric corporation's tariff filed under this section, such combination
7	gas and electric corporation shall make the tariff available to custom-
8	ers.
9	5. The combination gas and electric corporation may at any time
10	propose revisions to a tariff filed under this section based on changing
11	costs or conditions.
12	6. Each combination gas and electric corporation providing a tariff
13	under this section shall periodically report to the commission, as
14	established by the commission and on a form prescribed by the commis-
15	sion, the following information:
16	(a) the number of customers who have arranged to have electricity
17	delivered under the tariff; and
18	(b) the total amount of electricity delivered under the tariff.
19	§ 2. This act shall take effect on the one hundred eightieth day after
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20 it shall have become a law.